## UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF INDIANA NEW ALBANY DIVISION

In re:	) Chapter 11	
EASTERN LIVESTOCK CO., LLC,	) Case No. 10-93904-BHL	-11
	)	
Debtor.	)	

# TRUSTEE'S OBJECTION TO CLAIM 352 FILED BY JOPLIN REGIONAL STOCKYARDS, INC.

James A. Knauer, the chapter 11 trustee appointed in this case ("<u>Trustee</u>"), pursuant to Rule 3007 of the Federal Rules of Bankruptcy Procedure ("<u>Bankruptcy Rules</u>"), hereby objects (this "<u>Objection</u>") to claim 352 (the "<u>Claim</u>")<sup>1</sup> filed by Joplin Regional Stockyards, Inc. ("<u>Joplin</u>"). Joplin released the Claim pursuant to a Court approved settlement. See Dock. No. 1760. As a result, the Trustee requests that the Claim be disallowed and expunged in its entirety.

WHEREFORE, the Trustee respectfully requests that the Court enter an Order disallowing and expunging the Claim in its entirety and granting the Trustee all other just and appropriate relief.

<sup>&</sup>lt;sup>1</sup> All references herein to the claim number are to the number assigned to the Claim by BMC (see paragraph 5 below) and not to the number, if any, assigned to the Claim by the Court's online claims register. For further explanation, see paragraph 5 below.

### Respectfully submitted,

#### FAEGRE BAKER DANIELS LLP

By: /s/ Dustin R. DeNeal

Terry E. Hall (#22041-49)
Kevin M. Toner (#11343-49)
Dustin R. DeNeal (#27535-49)
Kayla D. Britton (#29177-06)
300 N. Meridian Street, Suite 2700
Indianapolis, IN 46204-1782
Telephone: (317) 237-0300
Facsimile: (317) 237-1000
terry.hall@faegrebd.com
kevin.toner@faegrebd.com
dustin.deneal@faegrebd.com
kayla.britton@faegrebd.com

Wendy W. Ponader (#14633-49) 600 East 96th Street, Suite 600 Indianapolis, IN 46240

Telephone: (317) 569-9600 Facsimile: (317) 569-4800 wendy.ponader@faegrebd.com Counsel for James A. Knauer, Chapter 11 Trustee

### **CERTIFICATE OF SERVICE**

I hereby certify that on April 19, 2013, a copy of the foregoing pleading was filed electronically. Notice of this filing will be sent to the following parties through the Court's Electronic Case Filing System. Parties may access this filing through the Court's system.

David L. Abt davidabt@mwt.net

Mark A. Robinson mrobinson@vhrlaw.com

Randall D. LaTour rdlatour@vorys.com

Daniel J. Donnellon ddonnellon@ficlaw.com

John W. Ames james@bgdlegal.com

Jeremy S Rogers Jeremy.Rogers@dinslaw.com C. R. Bowles, Jr cbowles@ bgdlegal.com

Jeffrey R. Erler jeffe@bellnunnally.com

John R. Carr, III jrciii@acs-law.com

Stephen A. Weigand sweigand@ficlaw.com

Robert Hughes Foree robertforee@bellsouth.net

Ivana B. Shallcross ishallcross@ bgdlegal.com

John Hunt Lovell john@lovell-law.net

Edward M King tking@fbtlaw.com

Bret S. Clement bclement@acs-law.com

John Frederick Massouh john.massouh@sprouselaw.com

Kim Martin Lewis kim.lewis@dinslaw.com

Deborah Caruso dcaruso@daleeke.com

Meredith R. Thomas mthomas@daleeke.com

Charles R. Wharton Charles.R. Wharton@usdoj.gov

David L. LeBas dlebas@namanhowell.com

Jessica E. Yates jyates@swlaw.com

Laura Day Delcotto Idelcotto@dlgfirm.com

Ross A. Plourde ross.plourde@mcafeetaft.com

Todd J. Johnston tjohnston@mcjllp.com

Karen L. Lobring lobring@msn.com

Elliott D. Levin edl@rubin-levin.net

Sean T. White swhite@hooverhull.com

Michael W. McClain mike@kentuckytrial.com

James Edwin McGhee mcghee@derbycitylaw.com

Jerald I. Ancel jancel@taftlaw.com

David Alan Domina dad@dominalaw.com

Jill Zengler Julian Jill.Julian@usdoj.gov

Michael Wayne Oyler moyler@rwsvlaw.com

James E. Rossow jim@rubin-levin.net

Steven A. Brehm sbrehm@ bgdlegal.com

James M. Carr james.carr@faegrebd.com

Shawna M. Eikenberry shawna.eikenberry@faegrebd.com

James A. Knauer jak@kgrlaw.com

Christie A. Moore cm@gdm.com

Peter M. Gannott pgannott@gannottlaw.com

William Robert Meyer, II rmeyer@stites.com

James Bryan Johnston bjtexas59@hotmail.com

Judy Hamilton Morse judy.morse@crowedunlevy.com

John Huffaker john.huffaker@sprouselaw.com

Kelly Greene McConnell lisahughes@givenspursley.com

Walter Scott Newbern wsnewbern@msn.com

Timothy T. Pridmore tpridmore@mcjllp.com

Sandra D. Freeburger sfreeburger@dsf-atty.com

John M. Rogers johnr@rubin-levin.net

Jay P. Kennedy jpk@kgrlaw.com

William E Smith wsmith@k-glaw.com

Thomas C Scherer tscherer@bgdlegal.com

Jeffrey J. Graham jgraham@taftlaw.com

Kent A Britt kabritt@vorys.com

Jeffrey L Hunter jeff.hunter@usdoj.gov

Jason W. Cottrell jwc@stuartlaw.com

James B. Lind jblind@vorys.com

Anthony G. Raluy traluy@fbhlaw.net

Jack S. Dawson jdawson@millerdollarhide.com

Terry E. Hall terry.hall@faegrebd.com

Erick P. Knoblock eknoblock@daleeke.com

Shiv Ghuman O'Neill shiv.oneill@faegrebd.com

Eric C. Redman

ksmith@redmanludwig.com

Allen Morris amorris@stites.com

James T. Young james@rubin-levin.net

John M. Thompson

john.thompson@crowedunlevy.com

Matthew J. Ochs

kim.maynes@moyewhite.com

T. Kent Barber kbarber@dlgfirm.com

Kirk Crutcher

kcrutcher@mcs-law.com

Theodore A Konstantinopoulos ndohbky@jbandr.com

Lisa Koch Bryant courtmail@fbhlaw.net

John David Hoover jdhoover@hooverhull.com

John R. Burns

john.burns@faegrebd.com

Kayla D. Britton kayla.britton@faegrebd.com

David A. Laird david.laird@moyewhite.com

Trevor L. Earl tearl@rwsvlaw.com

Joshua N. Stine kabritt@vorys.com

Amelia Martin Adams aadams@dlgfirm.com

Robert A. Bell rabell@vorys.com

Melissa S. Giberson msgiberson@vorys.com

U.S. Trustee

ustpregion10.in.ecf@usdoj.gov

Dustin R. DeNeal

dustin.deneal@faegrebd.com

Jay Jaffe

jay.jaffe@faegrebd.com

Harmony A. Mappes harmony.mappes@faegrebd.com

Wendy W. Ponader

wendy.ponader@faegrebd.com

Joe T. Roberts jratty@windstream.net

Joseph H. Rogers jrogers@millerdollarhide.com

Andrew D. Stosberg astosberg@lloydmc.com

Christopher M. Trapp ctrapp@rubin-levin.net

Jennifer Watt jwatt@kgrlaw.com

James E. Smith jsmith@smithakins.com

Kevin M. Toner kevin.toner@faegrebd.com

Eric W. Richardson ewrichardson@vorys.com

Michael Benton Willey michael.willey@ag.tn.gov

Robert K. Stanley robert.stanley@faegrebd.com

Andrea L. Wasson andrea@wassonthornhill.com

Joshua Elliott Clubb joshclubb@gmail.com

I further certify that on April 19, 2013, a copy of the foregoing pleading was mailed by first-class U.S. Mail, postage prepaid and properly addressed, to the following:

Joplin Regional Stockyards, Inc. c/o Ivana B. Shallcross Bingham Greenebaum Doll LLP 101 South Fifth Street, Suite 3500 Louisville, KY 40202

/s/ Dustin R. DeNeal